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*\*pro hac vice admission pending*

**UNITED STATES DISTRICT COURT**  
**NORTHERN DISTRICT OF CALIFORNIA**  
**SAN JOSE DIVISION**

ELIZABETH WEISS,

Plaintiff,

v.

STEPHEN PEREZ, in his official  
capacity as Interim President of San  
Jose State University; VINCENT J.  
DEL CASINO, in his official capacity  
as Provost of San Jose State  
University; WALT JACOBS, in his  
official capacity as Dean of the  
College of Social Sciences at San Jose  
State University; ROBERTO  
GONZALES, in his official capacity  
as Chair of the Department of  
Anthropology at San Jose State  
University, CHARLOTTE SUNSERI,  
in her official capacity as NAGPRA  
Coordinator at San Jose State  
University, and ALISHA MARIE  
RAGLAND, in her official capacity as  
Tribal Liaison at San Jose State  
University,

Defendants.

No. 5:22-cv-00641-BLF

**PLAINTIFF ELIZABETH WEISS'S  
STATEMENT OF RECENT DECISION**

Date: April 28, 2022

Time: 9:00 a.m.

Location: Courtroom 3, 5th Floor

Judge: Hon. Beth Labson Freeman

Date Action Filed: January 31, 2022

Trial Date:

1 Pursuant to Local Rule 7-3(d)(2), Plaintiff Elizabeth Weiss submits this  
2 Statement of Recent Decision, calling the Court's attention to a recent decision of the  
3 United States Supreme Court in *Houston Community College System v. Wilson*,  
4 No. 20-804, 2022 WL 867307 (Mar. 24, 2022) (op. attached as Exhibit A). The decision  
5 was published after Professor Weiss filed her reply in support of her motion for  
6 preliminary injunction and her opposition to the Defendants' Motion to Dismiss and  
7 addresses issues that may be relevant to Professor Weiss's claims.

8 DATED: April 7, 2022.

9 Respectfully submitted,

10 DANIEL M. ORTNER  
11 ETHAN W. BLEVINS  
Pacific Legal Foundation

12 By s/ Daniel M. Ortner  
13 DANIEL M. ORTNER

14 *Attorneys for Plaintiff*  
15 *Elizabeth Weiss*  
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**CERTIFICATE OF SERVICE**

I hereby certify that on April 7, 2022, Opposing Counsel received the foregoing  
**PLAINTIFF ELIZABETH WEISS'S STATEMENT OF RECENT DECISION** via  
CM/ECF service.

s/ Daniel M. Ortner  
DANIEL M. ORTNER, No. 329866